

01-04-02

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PATENT

Docket No. 3141

Box Patent Application
 Commissioner for Patents
 Washington, DC 20231

NEW APPLICATION TRANSMITTAL

37 CFR 1.53(b)

CERTIFICATION UNDER 37 CFR 1.10

certify that this New Application Transmittal and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on October 22, 2001 as "Express Mail Post Office to Addressee" Mailing Label No. EJ903243743US in an envelope addressed to: Box Patent Application, Commissioner for Patents, Washington, DC 20231.

Sheila E. Kelly

(Name of person mailing paper)

Sheila E. Kelly
 (Signature of person mailing paper)

Inventor(s) (or application identifier):

Brian B. Filippini, William R. Sweet, Thomas F. Steckel, John J. Mullay, James C. Ray

Title: EMULSIFIED WATER-BLENDED FUEL COMPOSITIONS

Type of Application

☐ Original☐ Continuation☐ Divisional☒ Continuation-in-part (CIP)

Fee Calculation (37 CFR 1.16)

CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$710.00
Total Claims (37 CFR 1.16(c))	25 - 20 =	X	\$18.00	\$90.00
Independent Claims (37 CFR 1.16(b))	2 - 3 =	X	\$78.00	-0-
Multiple dependent claim(s), if any (37 CFR 1.16(d))			\$260.00	-0-

☐ Amendment canceling extra claims enclosed.

3. Fee Payment Being Made and Authorization to Charge Fees

☒ basic filing fee \$800.00☒ recording assignment (\$40.00; 37 CFR 1.21(h)) \$ 40.00

☒ Charge Account No. 12-2275 in the amount of \$840.00. A duplicate of this transmittal is attached.

4. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) Application

<u>31</u> Pages of specification (excl. claims)	<u>1</u> Pages of Abstract
<u>4</u> Pages of claims	<u>0</u> Sheets of drawing

5. Additional papers enclosed

- | | |
|---|---|
| <input type="checkbox"/> Preliminary Amendment | <input type="checkbox"/> Cited References |
| <input type="checkbox"/> Information Disclosure Statement (37 CFR 1.98) | <input type="checkbox"/> Other |
| <input type="checkbox"/> FORM PTO-1449 | <input checked="" type="checkbox"/> Return postcard receipt |
| | <input type="checkbox"/> Incorporation by reference statement of prev. appln. |

6. Declaration or oath

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> Newly executed and enclosed (original or copy) | <input type="checkbox"/> Unexecuted and enclosed (for identification) | <input type="checkbox"/> Copy from prior application enclosed (for continuation/divisional) |
|--|---|---|

Assignment

- ☒ An assignment of the invention to The Lubrizol Corporation, a corporation of the state of Ohio, 29400 Lakeland Boulevard, Wickliffe, Oh 44092, and a separate "Cover Sheet for Assignment (Document) Accompanying New Patent Application," are attached.

☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 12-2275:

- | | |
|--|---|
| <input checked="" type="checkbox"/> 37 CFR 1.16(a)-(e) | <input checked="" type="checkbox"/> 37 CFR 1.17 (application processing fees) |
| <input checked="" type="checkbox"/> charge any deficiency in the above fee or credit any overpayment to Account No. <u>12-2275</u> | |

Total fees enclosed \$840.00

8. Benefit of Prior U.S. Application(s) (35 USC 120)

- ☒ The new application being transmitted claims the benefit of prior U.S. application(s). Enclosed find an additional 1 Added Page For New Application Transmittal Where Benefit Of Prior U.S. Application(s) Claimed
- ☐ Plus an Additional ____ Added Pages For Papers Referred To In Item 5 Above
- ☐ This transmittal ends with this page.

ADDED PAGE FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF
PRIOR U.S. APPLICATION(S) CLAIMED

9. Relate Back - 35 U.S.C. 120

☒ Specification amended by inserting before the first line the sentence:

This application is a continuation in part of U.S. Application No. 09/152,852, filed September 14, 1998, and also a continuation in part of U.S. application Serial No. 09/390,925, filed on September 7, 1999, that is a continuation in part of U.S. application Serial No. 09/349,268, filed July 7, 1999, that is a continuation in part of 09/483,481, filed January 14, 2000.

10. Maintenance of Copendency of Prior Application

☐ Extension of time in prior application

☐ A petition, fee and response extends the term in the pending prior application until _____

☐ A copy of the petition filed in prior application is attached

11. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

(complete applicable item (a) or (b) below)

(a) ☐ This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are

☐ the same

☐ less than those named in the prior application and it is requested that the following inventor(s) identified for the prior application be deleted:

(type name(s) of inventor(s) to be deleted)

(b) ☐ This application discloses and claims additional disclosure by amendment and a new declaration or oath is being filed. With respect to the prior application the inventor(s) in this application are

☐ the same

☐ the following additional inventor(s) have been added

(type name(s) of inventor(s) to be deleted)

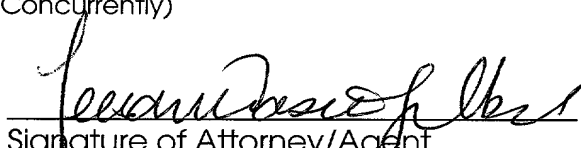
12. Abandonment of Prior Application (if applicable)

☐ Please abandon the prior application at a time while the prior application is pending or when the petition for extension of time or to revive in that application is granted and when this application is granted a filing date so as to make this application copending with said prior application.

13. Petition for Suspension of Prosecution for the Time Necessary to File an Amendment

☐ There is provided herewith a Petition to Suspend Prosecution for the Time Necessary to File An Amendment (New Application Filed Concurrently)

Reg. No. 31,360


Signature of Attorney/Agent

Tel. No. (440) 347-5072

Teresan W. Gilbert
Type or print name of attorney/agent

The Lubrizol Corporation
29400 Lakeland Boulevard
Wickliffe, OH 44092-2298